

**BROOME COUNTY LEGISLATURE
REGULAR SESSION
JULY 23, 2015**

The Legislature convened at 5:00 p.m. with a call to order by the Chair, Jerry F. Marinich. The Clerk, Aaron M. Martin, read the fire exit announcement and called the Attendance Roll, Present-13, Absent-2 (Keibel, Whalen).

The Chair, Mr. Marinich led the members of the Legislature in the Pledge of Allegiance to the Flag. The Clerk, Aaron M. Martin offered the invocation followed by a moment of silence.

ANNOUNCEMENTS FROM THE CHAIR

Mr. Heebner and Mr. Garnar were designated with Chairman Marinich as participants in the "Short Roll Call".

Legislator Bernhardsen presented Certificates of Appreciation to Boys State participants.

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY EXECUTIVE

- A. Letters from the County Executive, Debra A. Preston:
 - 1. Order of Succession

WRITTEN OR ORAL PRESENTATIONS OF THE COUNTY LEGISLATURE

- A. Letters from the Chair, Jerry F. Marinich:
 - 1. Designation for Mr. Flagg – 7/14/15
 - 2. Designation for Mr. Heebner – 7/15/15
 - 3. Designation for Mr. Whalen – 7/16/15
 - 4. Designation for Mr. Baker – 7/16/15

Mr. Pasquale made a motion, seconded by Mr. Reynolds that the Session minutes of June 18, 2015 be approved as prepared and presented by the Clerk.

Carried. Ayes-13, Nays-0, Absent-2 (Keibel, Whalen).

Mr. Marinich noted that the committee minutes for June 18, 2015 through July 22, 2015 had been distributed to the members of each committee for review and that they are also on file in the Clerk's Office. Mr. Marinich asked for corrections to the committee minutes. Seeing none, a motion to approve the committee minutes was made by Mr. Reynolds, seconded by Mr. Baker.

Carried. Ayes-14, Nays-0, Absent-2 (Keibel, Whalen)

PRESENTATION OF PETITIONS, COMMUNICATIONS, NOTICES & REPORTS

- 1. CASA – Order of Succession
- 2. SUNY Broome – May 2015 Above Minimum Hire Report
- 3. SUNY Broome – May 2015 Budget Transfers Report
- 4. SUNY Broome – Board of Trustees Meeting Minutes – 5/14/15
- 5. OES – Order of Succession
- 6. NYS Public Service Commission – Notice of Public Hearings re: Telecommunications in NYS
- 7. OFA – 2014 Annual Report
- 8. Planning – Order of Succession
- 9. Mary Wilcox Library – Annual Report and List of Goals & Employees
- 10. Czerenda Court Reporting – Transcript of SUNY Broome 2015-2016 Budget Public Hearing
- 11. Board of Ethics – Meeting Notice – 7/14/15 at 3 PM

12. NYSAC – Receipt of Resolution 2015-227 re: NYS Electronic Equipment Recycling and Reuse Act
13. NYS ORPTS – List of Certified 2015 Equalization Rates
14. US FTA – 2015 Triennial Review Report of BC Transit
15. Audit – 2nd Qtr 2015 County Audit Report
16. OMB – Comprehensive Annual Financial Report for Fiscal Year 2014
17. Bonadio & Co – 2014 Audit Reports & Required Communications

RESOLUTIONS RECALLED FROM A PREVIOUS SESSION

Mr. Wildoner made a motion, seconded by Mr. Shaw to recall Resolution 2015-234.

Motion to recall carried. Ayes-13, Nays-0, Absent-2 (Keibel, Whalen)

RESOLUTION NO. 234

RESOLUTION AUTHORIZING PERSONNEL CHANGE REQUESTS FOR THE DEPARTMENT OF HEALTH

Mr. Wildoner made a motion, seconded by Mr. Sopchak to amend the Resolution to add a paragraph to read: "FURTHER RESOLVED, that due to the years of WIC experience that the individuals being rehired possess, this County Legislature hereby authorizes any individuals that were laid off from the abolished positions of Nutritionist (Grade 17) or Sr. Nutritionist (Grade 18) at Step 5 and who are being rehired into Competent Professional Authority (CPA) 1 (Grade 13), CPA 2 (Grade 15) or CPA 3 (Grade 17), be rehired at Step 5".

Amendment carried. Ayes-13, Nays-0, Absent-2 (Keibel, Whalen)

Resolution as amended carried. Ayes-13, Nays-0, Absent-2 (Keibel, Whalen)

RESOLUTIONS HELDOVER FROM A PREVIOUS SESSION

RESOLUTION NO. 193

RESOLUTION AUTHORIZING THE TRANSFER AND EXPENDITURE FROM THE ECONOMIC DEVELOPMENT RESERVE ACCOUNT AND AUTHORIZING AN AGREEMENT WITH SOUTHERN TIER NETWORK, INC. FOR DARK FIBER FOR THE DIVISION OF INFORMATION TECHNOLOGY

Carried. Ayes-13, Nays-0, Absent-2 (Keibel, Whalen)

RESOLUTIONS INTRODUCED AT THIS SESSION

RESOLUTION NO. 240

By Economic Development, Education & Culture, and Finance Committees

Seconded by Mr. Baker

RESOLUTION AUTHORIZING ACCEPTANCE OF A NEW YORK STATE DEPARTMENT OF AGRICULTURE AND MARKETS FARMLAND PROTECTION PLAN PROGRAM GRANT FOR THE DEPARTMENT OF PLANNING AND ECONOMIC DEVELOPMENT, ADOPTING A PROGRAM BUDGET AND AUTHORIZING THE TRANSFER OF FUNDS FROM THE MARKETING AND ECONOMIC DEVELOPMENT ALLOCATION OF THE OCCUPANCY TAX FOR 2015-2016

WHEREAS, the Director of Planning requests authorization to accept a New York State Department of Agriculture and Markets Farmland Protection Plan Program Grant for the Department of Planning and Economic Development, adopt a program budget in the amount of \$60,000 and authorize the transfer of funds in the amount of \$10,000 from the Marketing and Economic Development allocation of the occupancy tax for said program grant for the period February 6, 2015 through December 31, 2016, and

WHEREAS, said program grant will provide the necessary funding for Broome County to make updates to its Agriculture & Farmland Protection Plan, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$50,000 from the New York State Department of Agriculture and Markets, 10B Airline Drive, Albany, New York 12235, and authorizes the transfer of funds in the amount of \$10,000 from the Marketing and Economic Development allocation of the occupancy tax for the Department of Planning and Economic Development's Farmland Protection Plan Program Grant for the period February 6, 2015 through December 31, 2016, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$60,000, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered (with the approval of the grantor agency) to reduce the time period of the grant provided there is no change in the grant budget or extend the terms of the grant agreement for the purpose of expending any unexpended grant funds, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative (including the Director of Management and Budget and/or Comptroller) is hereby authorized to make any transfers of funds required within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

Carried. Ayes-13, Nays-0, Absent-2 (Keibel, Whalen)

RESOLUTION NO. 241

By Economic Development, Education & Culture and Finance Committees

Seconded by Mr. Shaw

RESOLUTION AUTHORIZING AN AGREEMENT WITH SPIEDIE FEST AND BALLOON RALLY EXPO, INC. FOR USE OF OTSININGO PARK FOR THE 2015 SPIEDIE FEST & BALLOON RALLY

WHEREAS, the Commissioner of Parks, Recreation and Youth Services requests authorization for an agreement with Spiedie Fest and Balloon Rally Expo, Inc. for the use of Otsiningo Park for the 2015 Spiedie Fest & Balloon Rally, for the period July 27, 2015 through August 4, 2015, and

WHEREAS, said Spiedie Fest is a community event that is enjoyed by many Broome County residents, attracts visitors from around the world, and enhances the quality of life in Broome County, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Spiedie Fest and Balloon Rally Expo, Inc., P.O. Box 275 Westview Station, Binghamton, New York 13905, on similar terms and conditions as the previous year's agreement whereby the County will provide the use of Otsiningo Park for the Spiedie Fest during the period July 27, 2015 through August 4, 2015, and be it

FURTHER RESOLVED, that the County will provide in-kind support from the Department of Parks and Recreation consisting of assistance with event set up and refuse removal up to a maximum value of \$20,000 (the Spiedie Fest to pay the tipping fees), the Security Division providing security during the festival up to a maximum value of \$25,000, services provided by Emergency Services up to a maximum value of \$4,000, and services provided by the Office of the Broome County Sheriff up to a maximum value of \$9,000, and should the value of services provided by a County Department exceed their in-kind budget, the Spiedie Fest Balloon and Rally Expo, Inc. will provide up to \$7,000 in aggregate reimbursement for such additional expenses, and be it

FURTHER RESOLVED, the Spiedie Fest will provide, at its own expense, insurance, transportation to the site, programs, set up of tents, traffic coordination, traffic control on County

highways in and around the festival site provided by the Office of the Sheriff, on-site emergency services and temporary restroom facilities, and be it

FURTHER RESOLVED, that any reimbursement revenue hereinabove authorized shall be credited to the unclassified revenue line for the relevant Department various.5000533 (Unclassified Revenue), and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution.

Carried. Ayes-13, Nays-0, Absent-2 (Keibel, Whalen)

RESOLUTION NO. 242

By Finance Committee

Seconded by Mr. Baker

RESOLUTION AUTHORIZING CANCELLATION OF REAL PROPERTY TAXES PLUS ACCRUED INTEREST AND PENALTIES ON PARCELS IN THE TOWNS OF COLESVILLE, LISLE AND WINDSOR

WHEREAS, it is necessary to cancel taxes plus accrued interest and penalties on parcels of real property in the Towns of Colesville, Lisle and Windsor by virtue of the reasons stated below, now, therefore, be it

RESOLVED, that taxes plus accrued interest and penalties will be cancelled on the following parcels of real property:

Parcel ID:	182.15-2-12
Address:	603 Kent Street
Town/Village:	Windsor
Owner:	County of Broome
Amount to be cancelled:	\$3.84 plus interest and penalties
Reason:	Wholly exempt

Parcel ID:	182.15-2-13
Address:	21 Main Street
Town/Village:	Windsor
Owner:	County of Broome
Amount to be cancelled:	\$614.25
Reason:	Wholly exempt

Parcel ID:	000.00-0-0
Address:	Poles & Wires
Town/Village:	Colesville
Owner:	People of the State of New York
Amount to be cancelled:	\$59.82
Reason:	Wholly exempt

Parcel ID:	000.00-0-0
Address:	Poles & Wires
Town/Village:	Lisle
Owner:	People of the State of New York
Amount to be cancelled:	\$2,583.17
Reason:	Only liable for town charges

Carried. Ayes-13, Nays-0, Absent-2 (Keibel, Whalen)

RESOLUTION NO. 243

By Health & Human Services and Finance Committees

Seconded by Mr. Baker

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH LOURDES HOSPITAL FOR MEDICAL LAB AND DIAGNOSTIC TESTING AND SERVICES FOR THE WILLOW POINT NURSING HOME FOR 2015

WHEREAS, this County Legislature, by Resolution 532 of 2014, authorized an agreement with Lourdes Hospital for medical lab and diagnostic testing and services for the Willow Point Nursing Home at a cost not to exceed \$60,000 for the period January 1, 2015 through December 31, 2015, with the option for four one-year renewals under the same terms and conditions, and

WHEREAS, said agreement is necessary to provide laboratory services to the residents of the nursing home, and

WHEREAS, it is necessary to authorize the amendment of said agreement to increase the not to exceed amount by \$50,000 due to the increase in the amount of Medicare Part A residents, and

WHEREAS, the Administrator of the Willow Point Nursing Home has requested authorization for said amendment as approved by the Department of Law, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Lourdes Hospital, 169 Riverside Drive, Binghamton, New York 13905 to increase the not to exceed amount by \$50,000 for medical lab and diagnostic testing and services for the Willow Point Nursing Home for the period January 1, 2015 through December 31, 2015, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor a total amount not to exceed \$110,000, for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 27060304.6004402. (Lab Services), and be it

FURTHER RESOLVED, that Resolution 532 of 2014, to the extent consistent herewith, shall remain in full force and effect, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution.

Carried. Ayes-13, Nays-0, Absent-2 (Keibel, Whalen)

RESOLUTION NO. 244

By Health & Human Services and Finance Committees

Seconded by Mr. Baker

RESOLUTION AUTHORIZING REVISION OF THE HEALTH INSURANCE AND COUNSELING ASSISTANCE PROGRAM GRANT FOR THE OFFICE FOR AGING, ADOPTING A REVISED PROGRAM BUDGET AND AUTHORIZING AMENDMENT TO THE AGREEMENT WITH ACTION FOR OLDER PERSONS, INC. TO ADMINISTER SAID PROGRAM FOR 2015-2016

WHEREAS, this County Legislature, by Resolution 96 of 2015, authorized the Health Insurance and Counseling Assistance Program Grant for the Office for Aging, adopted a program budget in the amount of \$32,270 and authorized an agreement with Action for Older Persons, Inc., to administer said program for the period April 1, 2015 through March 31, 2016, and

WHEREAS, said program grant provides for recruitment and training of volunteers for health insurance counseling, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$5,798 in grant appropriations and amend the agreement with Action for Older Persons, Inc. to reflect an increase of \$8,798, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Health Insurance and Counseling Assistance Program Grant to reflect an increase of \$5,798 for the period April 1, 2015 through March 31, 2016, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the revised program budget annexed hereto as Exhibit "A" in the total amount of \$38,068, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Action for Older Persons, Inc., 30 West State Street, Binghamton, New York 13901, to reflect an increase of \$8,798, for administration of the Office for Aging's Health Insurance and Counseling Assistance Program Grant for the period April 1, 2015 through March 31, 2016, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$38,068, for the term of the agreement, and be it

FURTHER RESOLVED, that Resolution 96 of 2015, to the extent consistent herewith, shall remain in full force and effect, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby authorized to execute any such agreements, documents or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered (with the approval of the grantor agency) to reduce the time period of the grant provided there is no change in the grant budget or extend the terms of the grant agreement for the purpose of expending any unexpended grant funds, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative (including the Director of Management and Budget and/or Comptroller) is hereby authorized to make any transfers of funds within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

Carried. Ayes-13, Nays-0, Absent-2 (Keibel, Whalen)

RESOLUTION NO. 245

By Health & Human Services and Finance Committees

Seconded by Mr. Baker

RESOLUTION AUTHORIZING REVISION OF THE MEDICARE IMPROVEMENTS FOR PATIENTS AND PROVIDERS ACT PROGRAM GRANT FOR THE OFFICE FOR AGING, ADOPTING A REVISED PROGRAM BUDGET AND AUTHORIZING AMENDMENT TO THE AGREEMENT WITH ACTION FOR OLDER PERSONS TO ADMINISTER SAID PROGRAM FOR 2014-2015

WHEREAS, this County Legislature, by Resolution 180 of 2015, authorized renewal of the Medicare Improvements for Patients and Providers Act Program Grant for the Office for Aging, adopted a program budget in the amount of \$7,836 and authorized an agreement with Action for Older Persons to administer said program for the period September 30, 2014 through September 29, 2015, and

WHEREAS, said program grant provides funds to recruit and train volunteers to assist clients with health insurance and Medicare issues, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$3,795 in grant appropriations and amend the agreement with Action for Older Persons to reflect an increase of \$3,795, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the Medicare Improvements for Patients and Providers Act Program Grant to reflect an increase of \$3,795 for the period September 30, 2014 through September 29, 2015, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the revised program budget annexed hereto as Exhibit "A" in the total amount of \$11,631, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with Actions for Older Persons, Inc., 32 West State Street, Binghamton, New York 13901, to reflect an increase of \$3,795 for administration of the Office for Aging's Medicare Improvements for Patients and Providers Act Program for the period September 30, 2014 through September 29, 2015, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$11,631 for the term of the agreement, and be it

FURTHER RESOLVED, that Resolution 180 of 2015, to the extent consistent herewith, shall remain in full force and effect, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby authorized to execute any such agreements, documents or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered (with the approval of the grantor agency) to reduce the time period of the grant provided there is no change in the grant budget or extend the terms of the grant agreement for the purpose of expending any unexpended grant funds, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative (including the Director of Management and Budget and/or Comptroller) is hereby authorized to make any transfers of funds within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

Carried. Ayes-13, Nays-0, Absent-2 (Keibel, Whalen)

RESOLUTION NO. 246

By Health & Human Services and Finance Committees

Seconded by Mr. Baker

RESOLUTION AUTHORIZING ACCEPTANCE OF THE DIRECT CARE WORKER PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A PROGRAM BUDGET FOR 2014-2015

WHEREAS, the Director of the Office for Aging requests authorization to accept a Direct Care Worker Program Grant for the Office for Aging and adopt a program budget in the amount of \$10,276 for the period April 1, 2014 through March 31, 2015, and

WHEREAS, said program grant provides reimbursement for up to 2% of salary and related fringe benefit increases for all direct care county employees and qualified contractor employees, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$10,276 from the New York State Office for Aging, Empire State Agency Building 2, Albany, New York 12223-1251 for the Office for Aging's Direct Care Worker Program Grant for the period April 1, 2014 through March 31, 2015, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$10,276, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered (with the approval of the grantor agency) to reduce the time period of the grant provided there is no change in the grant budget or extend the terms of the grant agreement for the purpose of expending any unexpended grant funds, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative (including the Director of Management and Budget and/or Comptroller) is hereby authorized to make any transfers of funds required within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

Carried. Ayes-13, Nays-0, Absent-2 (Keibel, Whalen)

RESOLUTION NO. 247

By Health & Human Services and Finance Committees

Seconded by Mr. Baker

RESOLUTION AUTHORIZING REVISION OF INTEGRATED SOCIAL DAY CARE PROGRAM GRANT FOR THE OFFICE FOR AGING AND ADOPTING A REVISED PROGRAM BUDGET FOR 2015

WHEREAS, this County Legislature, by Resolution 462 of 2014, authorized and approved renewal of the Integrated Social Day Care Program Grant for the Office for Aging and adopted a program budget in the amount of \$8,000 for the period January 1, 2015 through December 31, 2015, and

WHEREAS, said program provides funding to integrate developmentally-challenged seniors into the Social Adult Day Care Program, and

WHEREAS, it is necessary at this time to revise said program to reflect an increase in the amount of \$10,857 in grant appropriations, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes a revision of the integrated Social Day Care Program Grant to reflect an increase of \$10,857 for the period January 1, 2015 through December 31, 2015, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the revised program budget annexed hereto as Exhibit "A" in the total amount of \$18,857, and be it

FURTHER RESOLVED, that Resolution 462 of 2014, to the extent consistent herewith, shall remain in full force and effect, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby authorized to execute any such agreements, documents or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered (with the approval of the grantor agency) to reduce the time period of the grant provided there is no change in the grant budget or extend the terms of the grant agreement for the purpose of expending any unexpended grant funds, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative (including the Director of Management and Budget and/or Comptroller) is hereby authorized to make any transfers of funds within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

Carried. Ayes-13, Nays-0, Absent-2 (Keibel, Whalen)

RESOLUTION NO. 248

By Health & Human Services and Finance Committee

Seconded by Mr. Baker

RESOLUTION AUTHORIZING RENEWAL OF THE FALL PREVENTION FOR OLDER ADULTS PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2015-2016

WHEREAS, this County Legislature, by Resolution 272 of 2014, authorized and approved renewal of the Fall Prevention for Older Adults Program Grant for the Department of Health and adopted a program budget in the amount of \$18,000 for the period August 1, 2014 through July 31, 2015, and

WHEREAS, said program grant is a Center for Disease Control initiative which prescribes the use of three evidence based fall prevention programs that will be offered according to the level of balance needs expressed by Broome County's older adult population, and

WHEREAS, it is desired to renew said program grant in the amount of \$23,000 for the period August 1, 2015 through July 31, 2016, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$23,000 from the Health Research Inc., River View Center, 150 Broadway Suite 560, Albany, New York 12204, for the Department of Health's Fall Prevention for Older Adults Program Grant for the period August 1, 2015 through July 31, 2016, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$23,000, and be it

FURTHER RESOLVED, the Department of Health is authorized to accept and allocate additional Fall Prevention for Older Adults Program funds, for the period August 1, 2015 through July 31, 2016, provided there is no increase in employee head count, the County's financial contribution is not increased and the salary rate or salary total is not changed, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered (with the approval of the grantor agency) to reduce the time period of the grant provided there is no change in the grant budget or extend the terms of the grant agreement for the purpose of expending any unexpended grant funds, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative (including the Director of Management and Budget and/or Comptroller) is hereby authorized to make any transfers of funds required within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

Carried. Ayes-13, Nays-0, Absent-2 (Keibel, Whalen)

RESOLUTION NO. 249

By Health & Human Services, Personnel and Finance Committees Seconded by Mr. Baker
RESOLUTION AUTHORIZING RENEWAL OF THE CHILD FATALITY REVIEW TEAM PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2015-2016

WHEREAS, this County Legislature, by Resolution 176 of 2014, authorized and approved renewal of the Child Fatality Review Team Program Grant for the Department of Health and adopted a program budget in the amount of \$53,214 for the period August 1, 2014 through July 31, 2015, and

WHEREAS, said program reviews child fatalities under age 18 and identifies ways to prevent these deaths, and

WHEREAS, it is desired to renew said program grant in the amount of \$53,214 for the period August 1, 2015 through July 31, 2016, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$53,214 from the New York State Office of Children and Family Services, 52 Washington Street, Rensselaer, New York 12144 for the Department of Health's Child Fatality Review Team Program Grant for the period August 1, 2015 through July 31, 2016, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$53,214, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes the Department of Health to accept and allocate additional Child Fatality Review Team funding without further Legislative approval for the period August 1, 2015 through July 31, 2016 provided there is no increase in employee head count and the County's financial contribution is not increased, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered (with the approval of the grantor agency) to reduce the time period of the grant provided there is no change in the grant budget or extend the terms of the grant agreement for the purpose of expending any unexpended grant funds, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative (including the Director of Management and Budget and/or Comptroller) is hereby authorized to

make any transfers of funds required within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

Carried. Ayes-13, Nays-0, Absent-2 (Keibel, Whalen)

RESOLUTION NO. 250

By Health & Human Services and Finance Committees

Seconded by Mr. Baker

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH TIOGA COUNTY CORNELL COOPERATIVE EXTENSION FOR SERVICES RELATED TO THE DEPARTMENT OF HEALTH'S TOBACCO CONTROL PROGRAM GRANT FOR 2015-2016

WHEREAS, this County Legislature, by Resolution 277 of 2014, authorized renewal of the agreement with Tioga County Cornell Cooperative Extension at an amount not to exceed \$70,000, for services related to the Department of Health's Tobacco Control Program Grant for the period August 1, 2014 through June 30, 2015, and

WHEREAS, said services are necessary to prevent initiation of tobacco use, educate the public about tobacco industry marketing tactics, prevent exposure to second-hand smoke, prevent tobacco sponsorship in local non-profit venues, prevent tobacco promotions in local bars and restaurants, and promote the New York State Smoker's Quitline, and

WHEREAS, said agreement expired by its terms on June 30, 2015 and it is desired at this time to renew said agreement on substantially similar terms and conditions, for an amount not to exceed \$70,000 for the period July 1, 2015 through June 30, 2016, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with Tioga County Cornell Cooperative Extension, 56 Main Street, Owego, New York 13827 for services related to the Department of Health's Tobacco Control Program Grant for the period July 1, 2015 through June 30, 2016, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$70,000 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 25010004.6004146.2510507 (Subcontracted Program Expense), and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution.

Carried. Ayes-13, Nays-0, Absent-2 (Keibel, Whalen)

RESOLUTION NO. 251

By Health & Human Services and Finance Committees

Seconded by Mr. Baker

RESOLUTION ADOPTING THE FEE SCHEDULE FOR THE CLINIC DIVISION OF THE BROOME COUNTY HEALTH DEPARTMENT

WHEREAS, this County Legislature, by Resolution 394 of 2014 adopted the Broome County Budget for fiscal year 2015, which included the fee schedule for the Clinic Division of the Broome County Health Department, and

WHEREAS, it is necessary at this time to update said fee schedule to include reimbursement rates for sexually transmitted disease services, and adopt the rates for other various services as listed on Exhibit "A", now, therefore, be it

RESOLVED, that this County Legislature hereby adopts the Fee Schedule for the Clinic Division of the Broome County Health Department, as listed on Exhibit "A", effective June 1, 2015, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution.

Carried. Ayes-13, Nays-0, Absent-2 (Keibel, Whalen)

RESOLUTION NO. 252

By Health & Human Services and Finance Committees

Seconded by Mr. Baker

RESOLUTION AUTHORIZING AN AGREEMENT WITH KAREL KURST-SWANGER FOR COORDINATOR SERVICES FOR THE DEPARTMENT OF HEALTH'S CHILD FATALITY REVIEW TEAM PROGRAM GRANT FOR 2015-2016

WHEREAS, a Request for Proposal 2015-43 for Child Fatality Review Team Coordinator was advertised for the Broome County Health Department, and

WHEREAS, as a result of said RFP, the Director of Public Health requests authorization for an agreement with Karel Kurst-Swanger for coordinator services for the Department of Health's Child Fatality Review Team Program Grant at the rate of \$90 per hour, \$20,520 per year, total amount not to exceed \$61,560 for the period August 1, 2015 through July 31, 2018, and

WHEREAS, said agreement is necessary to coordinate the child death review process and coordinate education and prevention plans, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Karel Kurst-Swanger, 7 Devon Drive, Endicott, New York 13760 for coordinator services for the Department of Health's Child Fatality Review Team Program Grant for the period August 1, 2015 through July 31, 2018, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor at the rate of \$90 per hour, \$20,520 per year, total amount not to exceed \$61,560 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 25010004.6004146.2510508 (Subcontracted Program Expense), and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution.

Carried. Ayes-13, Nays-0, Absent-2 (Keibel, Whalen)

RESOLUTION NO. 253

By Health & Human Services and Finance Committees

Seconded by Mr. Baker

RESOLUTION AUTHORIZING RENEWAL OF LOCAL REENTRY TASK FORCE PROGRAM GRANT FOR THE DEPARTMENT OF MENTAL HEALTH, ADOPTING A PROGRAM BUDGET AND RENEWING AGREEMENT WITH THE SOUTHERN TIER AIDS PROGRAM TO ADMINISTER SAID PROGRAM FOR 2015-2016

WHEREAS, this County Legislature, by Resolution 218 of 2014, authorized and approved renewal of the Local Reentry Task Force Program Grant for the Department of Mental Health, adopted a program budget in the amount of \$101,760 and authorized an agreement with the Southern Tier AIDS Program to administer said program for the period July 1, 2014 through June 30, 2015, and

WHEREAS, said program's goal is to reduce recidivism in local jurisdictions and increase public safety, and

WHEREAS, it is desired to renew said program grant in the amount of \$101,760, adopt a program budget and renew the agreement with the Southern Tier AIDS Program to continue to administer said program for the period July 1, 2015 through June 30, 2016, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$101,760 from the New York State Division of Criminal Justice Services, Four Tower Place, Albany, New York 12203 for the Department of Mental Health's Local Reentry Task Force Program Grant for the period July 1, 2015 through June 30, 2016, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$101,760, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes an agreement with the Southern Tier AIDS Program, 22 Riverside Drive, Binghamton, New York 13905, to provide

a Reentry Coordinator that will provide services to inmates after release from incarceration, for the period July 1, 2015 through June 30, 2016, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount not to exceed \$101,760 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 26000004.6005036.2610402 (Southern Tier AIDS Program), and be it

FURTHER RESOLVED, the Department of Mental Health is authorized to accept and allocate additional Local Reentry Task Force Program funds, for the period July 1, 2015 through June 30, 2016, provided there is no increase in employee head count, the County's financial contribution is not increased and the salary rate or salary total is not changed, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered (with the approval of the grantor agency) to reduce the time period of the grant provided there is no change in the grant budget or extend the terms of the grant agreement for the purpose of expending any unexpended grant funds, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby authorized to make any transfers of funds required within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

Carried. Ayes-13, Nays-0, Absent-2 (Keibel, Whalen)

RESOLUTION NO. 254

By Health & Human Services and Finance Committees

Seconded by Mr. Baker

RESOLUTION AUTHORIZING RENEWAL OF THE RUNAWAY AND HOMELESS YOUTH ASSISTANCE PROGRAM GRANT FOR THE YOUTH BUREAU, ADOPTING A PROGRAM BUDGET AND RENEWING THE AGREEMENTS WITH CATHOLIC CHARITIES AND THE BERKSHIRE FARM CENTER AND SERVICES FOR YOUTH TO ADMINISTER SAID PROGRAM FOR 2015

WHEREAS, this County Legislature, by Resolution 249 of 2014, authorized renewal of the Runaway and Homeless Youth Program Grant for the Youth Bureau, adopted a program budget in the amount of \$24,620 and authorized agreements with Catholic Charities for an amount not to exceed \$13,629 to administer the Teen Transitional Living Program and the Berkshire Farm Center and Services for Youth for an amount not to exceed \$7,084 to administer the Interim Family Host Homes Program for the period January 1, 2014 through December 31, 2014, and

WHEREAS, said program grant provides opportunities and support to teenagers who come from historically dysfunctional families by providing them with positive role models, a safe haven and support network to help them gain independence, and

WHEREAS, it is desired to renew said grant program in the amount of \$46,941, adopt a program budget and renew agreements with Catholic Charities at an amount not to exceed \$39,950 to administer the Teen Transitional Living Program and the Berkshire Farm Center and Services for Youth for an amount not to exceed \$7,084 to administer the Interim Family Host Homes program for the period January 1, 2015 through December 31, 2015, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$46,941 from the Office of Children & Family Services, Bureau of Youth Development, 52 Washington Street – 330 North, Rensselaer, New York 12144, for the Youth Bureau's Runaway and Homeless Youth Assistance Program Grant for the period January 1, 2015 through December 31, 2015, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A", and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes renewal of an agreement with Catholic Charities of Broome County, 232 Main Street, Binghamton, New York 13905 to administer the Teen Transitional Living Program for the Youth Bureau's Runaway Homeless Youth Assistance Program Grant for the period January 1, 2015 through December 31, 2015, and be it

FURTHER RESOLVED, that in consideration of said services the County shall pay Catholic Charities of Broome County an amount not to exceed \$39,950 for the term of the agreement, and be it

FURTHER RESOLVED, that this County Legislature hereby authorizes renewal of an agreement with the Berkshire Farm Center and Services for Youth, The Galleria, 2-8 Hawley Street, Binghamton, New York 13901 to administer the Interim Family Host Homes program for the Youth Bureau's Runaway and Homeless Youth Assistance Program Grant for the period January 1, 2015 through December 31, 2015, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Berkshire Farm Center and Services for Youth at an amount not to exceed \$7,084 for the term of the agreement, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget lines 43010008.6004141 (Subcontracted Program Expense) and 43010008.6004610 (Personal Services Chargebacks), and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered (with the approval of the grantor agency) to reduce the time period of the grant provided there is no change in the grant budget or extend the terms of the grant agreement for the purpose of expending any unexpended grant funds, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative (including the Director of Management and Budget and/or Comptroller) is hereby authorized to make any transfers of funds required within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

Carried. Ayes-13, Nays-0, Absent-2 (Keibel, Whalen)

RESOLUTION NO. 255

By Public Safety & Emergency Services, Personnel and Finance Committees

Seconded by Mr. Baker

RESOLUTION AUTHORIZING ACCEPTANCE OF THE GIVE INITIATIVE PROGRAM GRANT FOR THE OFFICE OF THE SHERIFF AND ADOPTING A PROGRAM BUDGET FOR 2015-2016

WHEREAS, the Sheriff requests authorization to accept a GIVE Initiative Program Grant and adopt a program budget in the amount of \$104,778 for the period July 1, 2015 through June 30, 2016, and

WHEREAS, said program grant provides funding to support coordinated reduction and prevention initiatives with the goal of reducing violent firearm related offenses, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$95,122 from the New York State Division of Criminal Justice Services, 80 South Swan Street, Albany, New York 12210 for the Office of the Sheriff's GIVE Initiative Program Grant for the period July 1, 2015 through June 30, 2016, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$104,778, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered (with the approval of the grantor agency) to reduce the time period of the grant provided there is no change in the grant budget or extend the terms of the grant agreement for the purpose of expending any unexpended grant funds, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative (including the Budget Director, Comptroller and/or Commissioner of Finance) is hereby authorized to make any transfers of funds required within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

Carried. Ayes-13, Nays-0, Absent-2 (Keibel, Whalen)

RESOLUTION NO. 256

By Public Works & Transportation and Finance Committees

Seconded by Mr. Baker

RESOLUTION AUTHORIZING THE IMPLEMENTATION AND FUNDING IN THE FIRST INSTANCE OF THE FEDERAL AID PROGRAM (SUPPLEMENTAL AGREEMENT No. 2) ELIGIBLE COSTS OF A TRANSPORTATION FEDERAL-AID PROJECT AND APPROPRIATING FUNDS THEREFORE

WHEREAS, this County Legislature approved a Project for the Airport Road (County Route 69) pavement rehabilitation, P.I.N. 9753.77 (the "Project") that is eligible for funding under Title 23 U.S. code, as amended, that calls for the apportionment of the costs of such program to be borne at the ratio of 80% Federal funds and 20% non-Federal funds, and

WHEREAS, the County of Broome desires to advance the Project by approving Supplemental Agreement No. 2 and therefore making a commitment to pay in the first instance 100% of the Federal and non-Federal share of the cost for the Preliminary and Final Engineering Design work, now, therefore, be it

RESOLVED, that the Broome County Legislature hereby authorizes the County of Broome to pay in the first instance 100% of the Federal and non-Federal share, Supplemental Agreement No. 2, for the Preliminary and Final Engineering Design work for the Project or portions thereof, and be it

FURTHER RESOLVED, that the total sum of \$580,000 is hereby approved pursuant to the 2012 Capital Improvement Program, as amended, and made available to cover the cost of participation in the above phase of the Project, and be it

FURTHER RESOLVED, that in the event the full Federal and non-Federal share costs of the project exceeds the amount appropriated above, the Broome County Legislature shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof, and be it

FURTHER RESOLVED, that the County Executive of the County of Broome be and is hereby authorized to execute all necessary agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the County of Broome with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of project costs and permanent funding of the local share of Federal-aid and State-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible, and be it

FURTHER RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project, and be it

FURTHER RESOLVED, that this Resolution shall take effect immediately.

Carried. Ayes-13, Nays-0, Absent-2 (Keibel, Whalen)

RESOLUTION NO. 257

By Public Works & Transportation and Finance Committees

Seconded by Mr. Baker

RESOLUTION AUTHORIZING AMENDMENT TO THE AGREEMENT WITH MCFARLAND JOHNSON INC. FOR PROFESSIONAL ENGINEERING SERVICES FOR THE DEPARTMENT OF AVIATION'S SECURITY IMPROVEMENTS PROJECT FOR 2014-2015

WHEREAS, this County Legislature, by Resolution 427 of 2014, authorized an agreement with McFarland Johnson, Inc., for professional engineering services for the Department of Aviation's Security Improvements Project at a cost no to exceed \$70,000 for the period November 24, 2014 through June 1, 2015, and

WHEREAS, said agreement is necessary for construction inspection and administration services for the Airport Security Improvements Project, and

WHEREAS, it is necessary to authorize the amendment of said agreement to extend the period through December 31, 2015 at no additional cost to the County, because delays in the contract award postponed the start of construction, and

WHEREAS, the Commissioner of Aviation has requested authorization for said amendment as approved by the Department of Law, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an amendment to the agreement with McFarland Johnson, Inc., P.O. Box 1980, Binghamton, New York 13902 to extend the period through December 31, 2015 at no additional cost to the County for professional engineering services for the Department of Aviation's Security Improvements Project, and be it

FURTHER RESOLVED, that Resolution 427 of 2014, to the extent consistent herewith, shall remain in full force and effect, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution.

Carried. Ayes-13, Nays-0, Absent-2 (Keibel, Whalen)

RESOLUTION NO. 258

By Public Works & Transportation and Finance Committees

Seconded by Mr. Baker

RESOLUTION AUTHORIZING AN AGREEMENT WITH BINGHAMTON UNIVERSITY FOR BUS TRANSPORTATION SERVICES PROVIDED BY B. C. TRANSIT TO UNIVERSITY RIDERS FOR 2015-2017

WHEREAS, the Commissioner of Transportation requests authorization for an agreement with Binghamton University for bus transportation services provided by B. C. Transit to University Riders with revenue to the County in the amount of \$525,000 for the contract period 2015-2016, said revenue shall be increased from the prior year in accordance with the change to the Consumer Price Index-All Urban Consumers (CPI-U) annual increase, for the contract period 2016-2017, the revenue shall thereafter similarly be adjusted over the price of the prior year for the optional, mutually agreed upon, three one-year renewals, and

WHEREAS, said agreement is necessary for bus transportation services for students, faculty and staff at Binghamton University, including auxiliary services employees, with a valid University ID card, (University Riders) now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with Binghamton University, P.O. Box 6000, Vestal Parkway East, Binghamton, New York 13902-6000 for bus transportation services provided by B. C. Transit to University Riders, and be it

FURTHER RESOLVED, that in consideration of said services, the Contractor shall pay the County an amount not to exceed \$525,000 for the contract period 2015-2016, and be it

FURTHER RESOLVED, that revenue shall increase from the prior year in accordance with the change to the Consumer Price Index-All Urban Consumers (CPI-U) annual increase for the contract period 2016-2017, and be it

FURTHER RESOLVED, that revenue shall thereafter similarly be adjusted over the price of the prior year for the optional, mutually agreed upon three one-year renewals, unless the parties agree to replace this pricing structure with a then agreed upon figure for each ride taken, and be it

FURTHER RESOLVED, that the revenue hereinabove authorized shall be credited to budget line 31010105.5000420 (SUNY Contract), and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution.

Carried. Ayes-13, Nays-0, Absent-2 (Keibel, Whalen)

RESOLUTION NO. 259

By Public Works & Transportation and Finance Committees

Seconded by Mr. Baker

RESOLUTION AUTHORIZING AN AGREEMENT WITH NEW YORK STATE OFFICE OF GENERAL SERVICES TO LEASE HANGAR III FROM THE DEPARTMENT OF AVIATION FOR 2015-2020

WHEREAS, the Commissioner of Aviation requests authorization for an agreement with New York Office of General Services (NYS OGS) to lease Hangar III from the Department of Aviation at the rate of \$5 per square foot, total amount not to exceed \$106,010 per year for the period July 1, 2015 through June 30, 2020, and

WHEREAS, said agreement is necessary for NYS OGS to have space for emergency material storage, aircraft operations and equipment loading, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes an agreement with New York State Office of General Services, Empire State Plaza, Corning Tower Building 26th Floor, Albany, New York 12242 to lease Hangar III from the Department of Aviation for the period July 1, 2015 through June 30, 2020, and be it

FURTHER RESOLVED, that in consideration of said agreement, the Contractor shall pay the County at the rate of \$5 per square foot, total amount not to exceed \$106,010 per year for the term of the agreement, and be it

FURTHER RESOLVED, that the revenue hereinabove authorized shall be credited to budget line 28100005.5000144 (Hangar Rental), and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution.

Carried. Ayes-13, Nays-0, Absent-2 (Keibel, Whalen)

RESOLUTION NO. 260

By Finance and Public Works & Transportation Committees

Seconded by Mr. Pasquale

RESOLUTION AMENDING THE 2012 CAPITAL IMPROVEMENT PROGRAM – AIRPORT ROAD RECONSTRUCTION PROJECT

RESOLVED, that the 2012 Capital Improvement Program is hereby amended as follows:
FROM:

<u>Code</u>	<u>Project Name</u>	<u>Total</u>	Estimated Construction Cost:		
			<u>State</u>	<u>Federal</u>	<u>County</u>
2920055	Airport Road Reconstruction (Design)	\$580,000	\$0	\$428,000	\$152,000

Local Finance Law Section 11			How Financed:	
<u>Year Start</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>	<u>Current Revenue</u>
2012	15	62(B)	\$580,000	\$0

TO:

		Estimated Construction Cost:				
<u>Code</u>	<u>Project Name</u>	<u>Total</u>	<u>State</u>	<u>Federal</u>	<u>County</u>	
2920055	Airport Road Reconstruction (Design)	\$580,000	\$79,650	\$428,000	\$72,350	
		Local Finance Law Section 11		How Financed:		
		<u>Year Start</u>	<u>YPU</u>	<u>LFL</u>	<u>Bond</u>	<u>Current Revenue</u>
		2012	15	62(B)	\$580,000	\$0

and be it

FURTHER RESOLVED, that the Director of the Office of Management and Budget is hereby authorized to make a short term, non-interest bearing loan from the General Fund and/or the Enterprise Fund to provide sufficient cash to proceed, and be it

FURTHER RESOLVED, that the Director of the Office of Management and Budget and Comptroller are hereby authorized to process any paperwork necessary to implement the intent of this Resolution.

Carried. Ayes-13, Nays-0, Absent-2 (Keibel, Whalen)

RESOLUTION NO. 261

By Public Works & Transportation and Finance Committees

Seconded by Mr. Baker

RESOLUTION AUTHORIZING RENEWAL OF THE AGREEMENT WITH THE VILLAGE OF ENDICOTT FOR TREATMENT OF LEACHATE FROM THE BROOME COUNTY LANDFILL FOR THE DIVISION OF SOLID WASTE MANAGEMENT FOR 2015-2020

WHEREAS, this County Legislature, by Resolution 367 of 2013, authorized renewal of the agreement with the Village of Endicott for the final treatment of effluent from the County leachate treatment facility at the Nanticoke Landfill at a formula based cost not to exceed \$200,000, plus the necessary lab analysis fees, for the period September 1, 2013 through August 31, 2015, and

WHEREAS, said agreement is necessary to dispose of effluent from the County leachate treatment facility at an approved wastewater treatment plant, and

WHEREAS, said agreement expires by its terms on August 31, 2015, and it is desired at this time to renew said agreement on substantially similar terms and conditions, at the rates based on the following formulas, for the period September 1, 2015 through August 31, 2020:

1. \$12 per 1,000 gallons for those discharges to the Endicott facility in excess of 70 percent of the total monthly leachate production from the pre-treatment facility.
2. \$13 per 1,000 gallons for those discharges to the Endicott facility greater than 50 percent, but less than or equal to 70 per cent of the total monthly leachate production from the pre-treatment facility.
3. \$14 per 1,000 gallons for those discharges to the Endicott facility greater than 30 percent but less than or equal to 50 per cent of the total monthly leachate production from the pre-treatment facility.
4. \$15 per 1,000 gallons for those discharges to the Endicott facility less than or equal to 30 percent of the total monthly leachate production from the pre-treatment facility,

and

WHEREAS, laboratory expenditures incurred as a result of leachate disposal and treatment shall be paid by Broome County, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the renewal of the agreement with the Village of Endicott, 1009 East Main Street, Endicott, New York 13760, for treatment of effluent from the County leachate treatment facility at the Nanticoke Landfill, for the Division of Solid Waste Management for the period September 1, 2015 through August 31, 2020, and be it

FURTHER RESOLVED, that in consideration of said services, the County shall pay the Contractor an amount based on the above formulas, plus necessary lab analysis fees, and be it

FURTHER RESOLVED, that the payments hereinabove authorized shall be made from budget line 38040007.6002206.3800001 (Landfill), and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution.

Carried. Ayes-13, Nays-0, Absent-2 (Keibel, Whalen)

RESOLUTION NO. 262

By Economic Development, Education & Culture and Finance Committees

Seconded by Mr. Baker

RESOLUTION AUTHORIZING ACCEPTANCE OF A WORKFORCE INNOVATION AND OPPORTUNITY ACT ADULT PROGRAM GRANT FOR OFFICE OF EMPLOYMENT AND TRAINING FOR 2015-2017

WHEREAS, the Director of Employment and Training requests authorization to accept a Workforce Innovation and Opportunity Act Adult Program Grant and adopt a program budget in the amount of \$488,750 for the period July 1, 2015 through June 30, 2017, and

WHEREAS, said program grant provides customers with education, training and employment services by providing job search assistance, labor market information, and occupational and on the job training, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$488,750 from the New York State Department of Labor, State Office Campus, Albany, New York 12240 for the Office of Employment and Training's Workforce Innovation and Opportunity Act Adult Program Grant for the period July 1, 2015 through June 30, 2017, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$488,750, and be it

FURTHER RESOLVED, the Office of Employment and Training is authorized to accept and allocate additional Workforce Innovation and Opportunity Act Adult Program funds, for the period July 1, 2015 through June 30, 2017 provided there is no increase in employee head count, the County's financial contribution is not increased and the salary rate or salary total is not changed, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered (with the approval of the grantor agency) to reduce the time period of the grant provided there is no change in the grant budget or extend the terms of the grant agreement for the purpose of expending any unexpended grant funds, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative (including the Director of the Office of Management and Budget and/or Comptroller) is hereby authorized to make any transfers of funds required within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

Carried. Ayes-13, Nays-0, Absent-2 (Keibel, Whalen)

RESOLUTION NO. 263

By Economic Development, Education and Culture and Finance Committees

Seconded by Mr. Baker

RESOLUTION AUTHORIZING ACCEPTANCE OF A WORKFORCE INNOVATION AND OPPORTUNITY ACT YOUTH PROGRAM GRANT FOR OFFICE OF EMPLOYMENT AND TRAINING FOR 2015-2017

WHEREAS, the Director of Employment and Training requests authorization to accept a Workforce Innovation and Opportunity Act Youth Program Grant and adopt a program budget in the amount of \$537,933 for the period July 1, 2015 through June 30, 2017, and

WHEREAS, said program grant provides customers with education, training and employment services by providing job search assistance, labor market information, and occupational and on the job training, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$537,933 from the New York State Department of Labor, State Office Campus, Albany, New York 12240 for the Office of Employment and Training's Workforce Innovation and Opportunity Act Youth Program Grant for the period July 1, 2015 through June 30, 2017, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$537,933, and be it

FURTHER RESOLVED, the Office of Employment and Training is authorized to accept and allocate additional Workforce Innovation and Opportunity Act Youth Program funds, for the period July 1, 2015 through June 30, 2017, provided there is no increase in employee head count, the County's financial contribution is not increased and the salary rate or salary total is not changed, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered (with the approval of the grantor agency) to reduce the time period of the grant provided there is no change in the grant budget or extend the terms of the grant agreement for the purpose of expending any unexpended grant funds, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative (including the Director of the Office of Management and Budget and/or Comptroller) is hereby authorized to make any transfers of funds required within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

By Economic Development, Education & Culture and Finance Committees

Carried. Ayes-13, Nays-0, Absent-2 (Keibel, Whalen)

RESOLUTION NO. 264

By Economic Development, Education & Culture and Finance Committees

Seconded by Mr. Baker

RESOLUTION AUTHORIZING ACCEPTANCE OF THE TRADE ADJUSTMENT ASSISTANCE GRANT FOR THE OFFICE OF EMPLOYMENT AND TRAINING AND ADOPTING A PROGRAM BUDGET FOR 2013-2016

WHEREAS, the Director of Employment and Training requests authorization to accept a Trade Adjustment Assistance Grant for the Office of Employment and Training and adopt a program budget in the amount of \$200,000 for the period October 1, 2013 through September 30, 2016, and

WHEREAS, said program grant provides aid to workers who lose their jobs or whose hours or work and wages are reduced as a result of increased imports, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$200,000 from the New York State Department of Labor, State Office Campus, Building 12, Room 290, Albany, New York 12240, for the Office of Employment and Training's Trade Adjustment Assistance Grant for the period October 1, 2013 through September 30, 2016, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$200,000, and be it

FURTHER RESOLVED, that the Office of Employment and Training is authorized to accept and allocate additional Trade Adjustment Assistance funds as may be allocated for the period October 1, 2013 through September 30, 2016, provided there is no increase in employee headcount and that the County's contribution is not increased, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered (with the approval of the grantor agency) to reduce the time period of the grant provided there is no change in the grant budget or extend the terms of the grant agreement for the purpose of expending any unexpended grant funds, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative (including the Director of Management and Budget and/or Comptroller) is hereby authorized to make any transfers of funds required within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

Carried. Ayes-13, Nays-0, Absent-2 (Keibel, Whalen)

RESOLUTION NO. 265

By Economic Development, Education and Culture and Finance Committees

Seconded by Mr. Baker

RESOLUTION AUTHORIZING ACCEPTANCE OF A WORKFORCE INNOVATION AND OPPORTUNITY ACT DISLOCATED WORKER PROGRAM GRANT FOR OFFICE OF EMPLOYMENT AND TRAINING FOR 2015-2017

WHEREAS, the Director of Employment and Training requests authorization to accept a Workforce Innovation and Opportunity Act Dislocated Worker Program Grant and adopt a program budget in the amount of \$546,131 for the period July 1, 2015 through June 30, 2017, and

WHEREAS, said program grant provides customers with education, training and employment services by providing job search assistance, labor market information, and occupational and on the job training, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$546,131 from the New York State Department of Labor, State Office Campus, Albany, New York 12240 for the Office of Employment and Training's Workforce Innovation and Opportunity Act Dislocated Worker Program Grant for the period July 1, 2015 through June 30, 2017, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$546,131, and be it

FURTHER RESOLVED, the Office of Employment and Training is authorized to accept and allocate additional Workforce Innovation and Opportunity Act Dislocated Worker Program funds, for the period July 1, 2015 through June 30, 2017, provided there is no increase in employee head count, the County's financial contribution is not increased and the salary rate or salary total is not changed, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered (with the approval of the grantor agency) to reduce the time period of the grant provided there is no change in the grant budget or extend the terms of the grant agreement for the purpose of expending any unexpended grant funds, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative (including the Director of the Office of Management and Budget and/or Comptroller) is hereby authorized to make any transfers of funds required within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

Carried. Ayes-13, Nays-0, Absent-2 (Keibel, Whalen)

RESOLUTION NO. 266

By Economic Development, Education & Culture and Finance Committees

Seconded by Mr. Baker

RESOLUTION AUTHORIZING ACCEPTANCE OF A WORKFORCE INNOVATION AND OPPORTUNITY ACT ADMINISTRATION PROGRAM GRANT FOR OFFICE OF EMPLOYMENT AND TRAINING FOR 2015-2017

WHEREAS, the Director of Employment and Training requests authorization to accept a Workforce Innovation and Opportunity Act Administration Program Grant and adopt a program budget in the amount of \$174,757 for the period July 1, 2015 through June 30, 2017, and

WHEREAS, said program grant provides customers with education, training and employment services by providing job search assistance, labor market information, and occupational and on the job training, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$174,757 from the New York State Department of Labor, State Office Campus, Albany, New York 12240 for the Office of Employment and Training's Workforce Innovation and Opportunity Act Administration Program Grant for the period July 1, 2015 through June 30, 2017, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$174,757, and be it

FURTHER RESOLVED, the Office of Employment and Training is authorized to accept and allocate additional Workforce Innovation and Opportunity Act Administration Program funds, for the period July 1, 2015 through June 30, 2017, provided there is no increase in employee head count, the County's financial contribution is not increased and the salary rate or salary total is not changed, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered (with the approval of the grantor agency) to reduce the time period of the grant provided there is no change in the grant budget or extend the terms of the grant agreement for the purpose of expending any unexpended grant funds, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative (including the Director of the Office of Management and Budget and/or Comptroller) is hereby authorized to make any transfers of funds required within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

Carried. Ayes-13, Nays-0, Absent-2 (Keibel, Whalen)

RESOLUTION NO. 267

By Economic Development, Education & Culture, Personnel and Finance Committees

Seconded by Mr. Baker

RESOLUTION AUTHORIZING ACCEPTANCE OF A WORKFORCE INNOVATION AND OPPORTUNITY ACT SHARED COST POOL PROGRAM GRANT FOR OFFICE OF EMPLOYMENT AND TRAINING AND ADOPTING A PROGRAM BUDGET FOR 2015-2017

WHEREAS, the Director of Employment and Training requests authorization to accept a Workforce Innovation and Opportunity Act Shared Cost Pool Program Grant and adopt a

program budget in the amount of \$780,709 for the period July 1, 2015 through June 30, 2017, and

WHEREAS, said program grant provides a pool to report salary and fringe information for monthly distribution to the appropriate Workforce Innovation and Opportunity Act grants, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$780,709 from the New York State Department of Labor, State Office Building, Albany, New York 12240 for the Office of Employment and Training's Workforce Innovation and Opportunity Act Shared Cost Pool Program Grant for the period July 1, 2015 through June 30, 2017, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$780,709, and be it

FURTHER RESOLVED, that the Office of Employment and Training is authorized to accept and allocate additional WIOA Shared Cost Pool Program funding as may be allocated by New York State from July 1, 2015 through June 30, 2017, provided there is no increase in employee head count and that the County's contribution is not increased, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered (with the approval of the grantor agency) to reduce the time period of the grant provided there is no change in the grant budget or extend the terms of the grant agreement for the purpose of expending any unexpended grant funds, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative (including the Budget Director, Comptroller and/or Commissioner of Finance) is hereby authorized to make any transfers of funds required within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

Carried. Ayes-13, Nays-0, Absent-2 (Keibel, Whalen)

RESOLUTION NO. 268

By Public Safety & Emergency Services and Finance Committees Seconded by Mr. Baldwin
RESOLUTION AUTHORIZING RENEWAL OF THE GIVE INITIATIVE PROGRAM GRANT FOR THE OFFICE OF THE DISTRICT ATTORNEY AND ADOPTING A PROGRAM BUDGET FOR 2015-2016

WHEREAS, this County Legislature, by Resolution 240 of 2014, authorized and approved the GIVE Initiative Program Grant for the Office of the District Attorney and adopted a program budget in the amount of \$88,590 for the period July 1, 2014 through June 30, 2015, and

WHEREAS, said program grant will be used to support coordinated reduction and prevention initiatives with the express goal of reducing violent firearm related offenses, and

WHEREAS, it is desired to renew said program grant in the amount of \$93,509 for the period July 1, 2015 through June 30, 2016, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$88,718 from the New York Division of Criminal Justice Services, 80 South Swan Street, Albany, New York 12210 for the Office of the District Attorney's GIVE Initiative Program Grant for the period July 1, 2015 through June 30, 2016, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$93,509, and be it

FURTHER RESOLVED, that the Office of the District Attorney is authorized to accept and allocate additional GIVE Initiative Program funds for the period July 1, 2015 through June 20, 2016, provided there is no increase in employee head count, the County's financial contribution is not increased and the salary rate or salary total is not changed, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered (with the approval of the grantor agency) to reduce the time period of the grant provided there is no change in the grant budget or extend the terms of the grant agreement for the purpose of expending any unexpended grant funds, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative (including the Director of Management and Budget and/or Comptroller) is hereby authorized to make any transfers of funds required within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

Heldover by Mr. Reynolds

RESOLUTION NO. 269

By Health & Human Services and Finance Committees

Seconded by Mr. Baker

RESOLUTION AUTHORIZING RENEWAL OF DSS/BU CREDIT AND NON-CREDIT TRAINING PROGRAM GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES AND ADOPTING A PROGRAM BUDGET FOR 2015-2016

RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered (with the approval of the grantor agency) to reduce the time period of the grant provided there is no change in the grant budget or extend the terms of the grant agreement for the purpose of expending any unexpended grant funds, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative WHEREAS, this County Legislature, by Resolution 244 of 2014, authorized and approved renewal of the DSS/BU Credit and Non-Credit Training Program Grant for the Department of Social Services and adopted a program budget in the amount of \$35,000 for the period August 1, 2014 through July 31, 2015, and

WHEREAS, said program grant provides employees educational opportunities and workshops geared toward enhancing their skills on the job and in preparing them for promotional opportunities within the Department, and

WHEREAS, it is desired to renew said program grant in the amount of \$30,000 for the period August 1, 2015 through July 31, 2016, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$27,000 from New York State Office of Children and Family Services, Capital View Office Park, 52 Washington Street, Rensselaer, New York, 12144 for the DSS/BU Credit and Non-Credit Training Program Grant for the period August 1, 2015 through July 31, 2016, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$30,000, which includes a 10% County match of \$3,000, and authorizes the Commissioner of Social Services to transfer funds between the Binghamton University and Broome Community College employee training contracts without further legislative approval as long as the total amount does not exceed \$82,500, and be it

FURTHER is hereby authorized to make any transfers of funds required within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

Carried. Ayes-13, Nays-0, Absent-2 (Keibel, Whalen)

RESOLUTION NO. 270

By Health & Human Services and Finance Committees

Seconded by Mr. Baker

RESOLUTION AUTHORIZING RENEWAL OF DSS/BCC CREDIT AND NON-CREDIT TRAINING PROGRAM GRANT FOR THE DEPARTMENT OF SOCIAL SERVICES AND ADOPTING A PROGRAM BUDGET FOR 2015-2016

WHEREAS, this County Legislature, by Resolution 245 of 2014, authorized and approved renewal of the DSS/BCC Credit and Non-Credit Training Program Grant for the Department of Social Services and adopted a program budget in the amount of \$85,748 for the period August 1, 2014 through July 31, 2015, and

WHEREAS, said program grant provides employees educational opportunities and workshops geared toward enhancing their skills on the job and in preparing them for promotional opportunities within the Department, and

WHEREAS, it is desired to renew said program grant in the amount of \$52,500 for the period August 1, 2015 through July 31, 2016, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$52,500 from New York State Office of Children and Family Services, Capital View Office Park, 52 Washington Street, Rensselaer, New York, 12144 for the DSS/BCC Credit and Non-Credit Training Program Grant for the period August 1, 2015 through July 31, 2016, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$52,500 and authorizes the Commissioner of Social Services to transfer funds between the Binghamton University and Broome Community College employee training contracts without further legislative approval as long as the total amount does not exceed \$82,500, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered (with the approval of the grantor agency) to reduce the time period of the grant provided there is no change in the grant budget or extend the terms of the grant agreement for the purpose of expending any unexpended grant funds, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby authorized to make any transfers of funds required within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

Carried. Ayes-13, Nays-0, Absent-2 (Keibel, Whalen)

RESOLUTION NO. 271

By Finance Committee

Seconded by Mr. Baker

RESOLUTION APPROVING SALE OF 2013 IN REM FORECLOSURE PROPERTIES TO FORMER OWNERS

WHEREAS, the County of Broome now owns certain parcels of real property by virtue of the completion of proceedings and foreclosure in rem for year 2013, and

WHEREAS, this County Legislature has heretofore authorized the Director of Real Property Tax Service to sell such properties in conformity with procedures established by this Legislature and in accordance with all applicable laws, and

WHEREAS, the Director of Real Property Tax Service advises that the former owners of certain properties have requested to have the properties sold back to them, and the Director and your sponsoring committee recommend that such requests be granted based on the unusual circumstances of each such case as reviewed and approved by your sponsoring committee, now, therefore, be it

RESOLVED, that the sale back to former owners of the parcels listed below for the amounts as stated is hereby approved by this County Legislature based on the unusual circumstances of

each such case, as determined by your sponsoring committee as well as the undue hardship to the former owners that the failure to approve such sales would cause:

Parcel ID: 157.09-8-10
Town/Village: Union
Address: 7 Badger Avenue
Endicott, NY 13760

Former Owner: ICS Industries Inc.
Sale Amount: \$112,951.00 + Accrued Interest & Penalties

Parcel ID: 172.12-1-29
Town/Village: Vestal
Address: 1417 Arch Drive
Vestal, NY 13850

Former Owner: Gail Volp
Sale Amount: \$15,891.00 + Accrued Interest & Penalties

Parcel ID: 173.32-2-20
Town/Village: Vestal
Address: 517 Clayton Avenue
Vestal, NY 13850

Former Owner: Robert & Mouna Hartley
Sale Amount: \$1,687.00 + Accrued Interest & Penalties

and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby authorized to execute quit claim deeds, approved as to form by the Department of Law, conveying the properties listed above to the former owners in each such case, together with other such documents as may be necessary to implement the intent of this Resolution.

Carried. Ayes-13, Nays-0, Absent-2 (Keibel, Whalen)

RESOLUTION NO. 272

By County Administration and Public Works & Transportation Committees

Seconded by Mr. Baker

RESOLUTION ADOPTING LOCAL LAW INTRO. NO. 2 of 2015, ENTITLED: "A LOCAL LAW AMENDING CHAPTER C1202 AND A1203 OF THE BROOME COUNTY CHARTER AND CODE REGARDING THE APPROVAL AND EXECUTION OF PUBLIC WORKS CONTRACTS"

WHEREAS, this County Legislature, by Resolution 558 of 2013, adopted Local Law Intro 8, of 2013, Perm 1 of 2014, entitled: "A LOCAL LAW TO PROVIDE FOR THE CODIFICATION OF THE LOCAL LAWS, ORDINANCES AND CERTAIN RESOLUTIONS OF THE COUNTY OF BROOME INTO A MUNICIPAL CODE TO BE DESIGNATED THE "CHARTER AND CODE OF THE COUNTY OF BROOME", and

WHEREAS, a portion of Chapter A1203 was inadvertently deleted from the Administrative Code when Resolution 558 of 2013 was adopted which changed the policies and procedures related to the approval and execution of Public Works contracts, and

WHEREAS, it was not the intention during the recodification process to change policy or procedures of the Charter and Code, and

WHEREAS, this County Legislature desires to include the language that was inadvertently deleted from Chapter A1203 of the Broome County Charter and Code, now, therefore be it

RESOLVED, that Local Law Intro. No. 2 of 2015, entitled: "A Local Law Amending Chapter A1203 of the Broome County Charter and Code Regarding the Approval and Execution of Public Works Contracts," be and the same hereby is adopted and approved in accordance with the Broome County Charter and Code and all the applicable statutes and laws pertaining thereto.

LOCAL LAW INTRO. NO. 2 of 2015

A LOCAL LAW AMENDING CHAPTER A1203 OF THE BROOME COUNTY CHARTER AND CODE REGARDING THE APPROVAL AND EXECUTION OF PUBLIC WORKS CONTRACTS

BE IT ENACTED, by the County Legislature of the County of Broome as follows:

Section 1 A1203 Approval and execution of public works contracts

The Board of Acquisition and Contract shall award all public works contracts involving an expenditure of more than \$7,000. Public works contracts involving \$7,000 or less shall be awarded by the Director of Purchasing. In either case, no public works contract shall be deemed effective until a written agreement approved by the Department of Law has been executed by the County Executive and the contractor.

All contracts, except for the purchase of equipment, supplies, materials and services incidental thereto, shall be executed on behalf of the County by the County Executive in accordance with the provisions of General Municipal Law §103. Whenever such contract involves the expenditure of an amount greater than the limitation provided by General Municipal Law §103, except contracts for the acquisition of real property, the contracts shall be awarded to the lowest responsible bidder in a manner as set forth in General Municipal Law §103. A copy of each contract, when executed, shall be filed with the Comptroller, together with a copy of the local law, resolution or ordinance of the County Legislature upon which the right to make such contract rests, other than the annual appropriation act.

Whenever any contract for the construction, reconstruction, repair or alteration of any public work or improvement involves the expenditure of more than \$250,000, any change order involving an expenditure equal to 1% of the contract amount or \$25,000, whichever is greater, or any change order the amount of which, when added to all previous change orders, exceeds 10% of the contract amount, shall be approved by the Board of Acquisition and Contract and by the Public Works Committee of the County Legislature and the Committee of the County Legislature which considers and reports upon legislation relating to the department or agency responsible for such public work or improvement.

No bid for contracts for the construction, reconstruction, repair, maintenance or alteration of any public works or improvements may be accepted from or contract therefor awarded to any person, firm or corporation which is disqualified under any acts of the State Legislature, County Legislature, Charter or this Code. No contract shall be executed by the County Executive on behalf of the County until the same has been approved as to form by the Department of Law. A copy of each contract, when executed, shall be filed with the Comptroller, together with a copy of the local law, resolution or ordinance and the annual appropriations act or minutes of the Board of Acquisition and Contract or special action of the Director of Purchasing upon which the right to make such contract rests.

The Board of Acquisition and Contract may award contracts for the construction, reconstruction, repair, maintenance or alteration of any public works or improvements in excess of \$35,000, which is the sum fixed by the General Municipal Law of the State of New York as the monetary limit above which the competitive bidding process must be employed, without the taking of public bids required in this section in the following cases only:

- (A) When the County Executive has declared a public emergency arising out of an accident or other unforeseen occurrence or condition whereby circumstances affecting the life, health or safety of inhabitants

of the County of Broome require immediate action which cannot await competitive bidding.

(B) When, by resolution, the County Legislature has determined it to be impracticable to advertise for such bids.

(C) When, through some accident or other unforeseen circumstances, the heating, air-conditioning, ventilation, lighting, plumbing, machinery, equipment or other apparatus of any County building or parts thereof shall be rendered unusable and in need of immediate repair by reason of the elements or other unforeseen emergency, as determined by the County Executive.

Section 2 This Local Law shall become effective upon filing with the Secretary of State.

Bold Underlined added

Carried. Ayes-13, Nays-0, Absent-2 (Keibel, Whalen)

RESOLUTION NO. 273

By Finance Committee

Seconded by Mr. Baker

RESOLUTION AMENDING EXHIBIT "A" OF RESOLUTION 2014-544 AUTHORIZING THE SALE OF COUNTY PROPERTIES FROM THE 2014 TAX SALE AUCTION

WHEREAS, this County Legislature, by Resolution 544 of 2014, authorized the sale of County properties from the 2014 Tax Sale Auction as indicted on Exhibit "A", and

WHEREAS, it is necessary to authorize the amendment of Page 1 of Exhibit "A" as attached, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the amendment of Page 1 of Exhibit "A" of Resolution 544 of 2014 as attached.

FURTHER RESOLVED, that Resolution 544 of 2014, to the extent consistent herewith, shall remain in full force and effect, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution.

Carried. Ayes-13, Nays-0, Absent-2 (Keibel, Whalen)

RESOLUTION NO. 274

By Personnel, Health & Human Services and Finance Committees

Seconded by Mr. Baker

RESOLUTION AUTHORIZING A PERSONNEL CHANGE REQUEST FOR THE DEPARTMENT OF PUBLIC HEALTH

RESOLVED, that in accordance with a request contained in PCR# 15-201 from the Director of Public Health, this County Legislature hereby abolishes the position of Nutritionist, Grade 17, Union Code 04 CSEA, minimum hourly rate \$19.6835, 37.5 hours weekly, budget line 25010004.6001000.2510484, effective August 1, 2015.

Carried. Ayes-13, Nays-0, Absent-2 (Keibel, Whalen)

RESOLUTION NO. 275

By Health & Human Services, Personnel and Finance Committees

Seconded by Mr. Baker

RESOLUTION AUTHORIZING ACCEPTANCE OF THE CREATING HEALTHY SCHOOLS AND COMMUNITIES PROGRAM GRANT FOR THE DEPARTMENT OF HEALTH AND ADOPTING A PROGRAM BUDGET FOR 2015-2016

WHEREAS, the Director of Public Health requests authorization to accept a Creating Healthy Schools and Communities Program Grant for the Department of Health and adopt a program budget in the amount of \$250,000 for the period October 1, 2015 through September 30, 2016, and,

WHEREAS, said program grant aims to implement sustainable policy, system and environmental changes in several Broome County school districts to address access to healthy, affordable foods and physical activity opportunities, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes and approves acceptance of \$250,000 from the Health Research Inc., River View Center, 150 Broadway Suite 560, Albany, New York 12204 for the Department of Health's Creating Healthy Schools and Communities Program Grant for the period October 1, 2015 through September 30, 2016, and be it

FURTHER RESOLVED, that this County Legislature hereby approves and adopts the program budget annexed hereto as Exhibit "A" in the total amount of \$250,000, and be it

FURTHER RESOLVED, the Department of Health is authorized to accept and allocate additional Creating Healthy Schools and Communities Program funds, for the period October 1, 2015 through September 30, 2016, provided there is no increase in employee head count, the County's financial contribution is not increased and the salary rate or salary total is not changed, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered to execute any such agreements, documents, or papers, approved as to form by the Department of Law, as may be necessary to implement the intent and purpose of this Resolution, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby empowered (with the approval of the grantor agency) to reduce the time period of the grant provided there is no change in the grant budget or extend the terms of the grant agreement for the purpose of expending any unexpended grant funds, and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative (including the Director of Management and Budget and/or Comptroller) is hereby authorized to make any transfers of funds required within this grant budget provided that employee head count is not increased, the County's contribution is not increased, and the salary rate or salary total for a position is not changed.

Carried. Ayes-13, Nays-0, Absent-2 (Keibel, Whalen)

RESOLUTION NO. 276

By Finance Committee

Seconded by Mr. Baker

RESOLUTION APPROVING SALE OF A COUNTY-OWNED PROPERTY IN THE VILLAGE OF JOHNSON CITY

WHEREAS, the County of Broome now owns 59 Lester Avenue (Tax Map No. 143.58-1-9) in the Village of Johnson City, and

WHEREAS, the Director of Real Property Tax Services requests authorization to sell this property to the Broome County Land Bank Corporation and/or Broome County Industrial Development Agency for the purchase price of \$250,000 to facilitate the construction of office space in this neighborhood, now, therefore, be it

RESOLVED, that this County Legislature hereby authorizes the sale of 59 Lester Avenue (Tax Map No. 143.58-1-9) to the Broome County Land Bank Corporation and/or Broome County Industrial Development Agency for the purchase price of \$250,000, and be it

FURTHER RESOLVED, that the payments hereinabove referenced shall be credited to budget line 17000001.5000002 (Gain from Sale), and be it

FURTHER RESOLVED, that the County Executive or her duly authorized representative is hereby authorized to execute quit claim deeds, approved as to form by the Department of Law, conveying the property listed above to the new owners, together with other such documents as may be necessary to implement the intent of this Resolution.

Carried. Ayes-13, Nays-0, Absent-2 (Keibel, Whalen)

In response to a recent media report, Mr. Garnar urged that all untested rape kits be tested and if a lack of funding was the issue then funding should be made available to do so.

Mr. Reynolds made a motion to adjourn, seconded by Mr. Baldwin. **Motion to adjourn carried.**
Ayes-134, Nays-0, Absent-2 (Keibel, Whalen). The meeting was adjourned at 5:23 p.m.

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